

ARIZONA SUPERIOR COURT, PIMA COUNTY

HON. CARMINE CORNELIO

CASE NO. **C-20131650**

DATE: September 09, 2013

TODD A GREENE,  
TIFFANY BREDFELDT, and  
PHILLIP BREDFELDT  
Counter Plaintiffs/Plaintiff

VS.

TIFFANY G BREDFELDT,  
PHILIP A BREDFELDT, and  
TODD GREENE  
Counter Defendants/Defendant

---

**R U L I N G**

---

**IN CHAMBERS: DEFENDANT'S MOTION FOR RECONSIDERATION:**

This Court has yet acted upon Mr. Greene's Motion for Reconsideration. In review of the motion, the Court took the opportunity to review the entire file and posture of the parties' positions in this matter.

Plaintiff's Complaint was filed in March 2013. The primary remedy sought in the Complaint was an injunction against Mr. Greene.

This Court then conducted a hearing in May 2013. As a result of that hearing, this Court made various findings, conclusions, and orders. The ones of import are:

1. Defendant shall cease and desist from making additional publications regarding the Plaintiff and in addition that he remove, redact, replace, or otherwise change portions of his website.
2. The parties attend a settlement conference.

This Court's intention, in requiring the parties to attend a settlement conference, was for both sides to have an opportunity to "be heard" and understand that further continuing and future "engagement" was not going to be helpful or beneficial to either party.

After this Court's ruling, Mr. Greene filed a Notice of Compliance as to the website. In that Notice, he indicated that he has removed all references to the Plaintiff "published afreshed with different URLs" and, otherwise, did comply exactly with this Court's Order. No pleading has been filed by the Plaintiff contesting or controverting the Defendant's compliance.

At the same time he filed a Motion for Reconsideration. That motion (primarily) addressed the sanction

---

Debbie Sipos

Judicial Administrative Assistant

## RULING

award of \$350.00.

Rule 1 of the Arizona Rules of Civil Procedure is, perhaps, the most important and least cited rule in the entire “book” of rules. It states that the rules “. . . shall be construed to secure the just, speedy, and inexpensive determination of every action.”

Applying that rule and its intent and purpose to this case, it is of this Court’s belief and opinion that further litigation is unnecessary. That the Order entered by this Court dated May 20, 2013, has been complied with and, should remain as a permanent injunction for future conduct, and that otherwise, this matter can be closed.

While the Court understands the Defendant’s financial situation and circumstances are such that he does not believe that this Court’s sanction of \$350.00 is or was necessary or appropriate, given the entire circumstances of this case, pleadings filed in this case (including the Counterclaim and other pleadings) this Court believes that the sanction is appropriate and denies the Motion for Reconsideration. The Court further notes that potential future and final award as to costs, attorneys’ fees and/or other sanctions would likely dwarf the amount entered in this preliminary sanction.

Accordingly, **IT IS ORDERED** Case Management Services close this matter and deem the Order dated May 20, 2013 final and complied with. Either party may file an objection regarding this Court’s Ruling and Order. Such objection shall be filed on or before September 30, 2013.

**IT IS FURTHER ORDERED** vacating that portion of the May 20, 2013 Order requiring the parties to attend a settlement conference.

  
**HON. CARMINE CORNELIO**  
(ID: bad6ca69-0596-4d6c-9329-d985a6b8b490)

cc: Hon. Carmine Cornelio  
Jeffrey A. Marks, Esq.  
Todd A Greene

---

Debbie Sipos

Judicial Administrative Assistant